

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

PAUL F. BEETZ,)
)
 Plaintiff,) 4:07CV3175
)
 v.)
)
 FORTIS BENEFITS INSURANCE) **MEMORANDUM
COMPANY,) AND ORDER
)
 Defendant.)**

This matter is before the court on Plaintiff's Motion for Enlargement of Time. (Filing No. 27.) In his motion, Plaintiff asks the court to extend the discovery deadlines in the Progression Order by 30 days. (*See* Filing No. 22.) The motion is granted. In order to progress this case to final resolution the Progression Order is amended as follows:

IT IS THEREFORE ORDERED that:

1. Deposition and discovery deadline. All depositions, whether or not they are intended to be used at trial, shall be completed by **June 23, 2008**. All interrogatories, requests for admission and requests for production or inspection, whether or not they are intended to be used at trial, shall be served on or before **May 21, 2008**.
2. Motions to compel discovery shall be filed on or before **June 23, 2008**. The parties must comply with the provisions of NECivR 7.1(I) before filing a motion to compel.

3. Dispositive Motions. All dispositive motions shall be filed on or before **July 23, 2008**. The parties must comply with the provisions of NECivR 7.1(a-h) and NECivR 56.1 when filing summary judgment motions.

4. Pretrial Conference.

- a. Defense counsel will have the primary responsibility for drafting the Order on Final Pretrial Conference, pursuant to the format and requirements set out in NeCivR 16.2(a)(2). The plaintiff will be responsible for cooperating in the preparation and signing of the final version of the Order. The Order should be submitted to the plaintiff and to any other parties by **August 6, 2008**. The plaintiff shall provide additions and/or proposed deletions to Defense counsel by **August 20, 2008**. Defense counsel shall submit the Proposed Order on Final Pretrial Conference to the court by no later than **September 3, 2008**. If a party proposes an addition or deletion which is not agreed to by all the other parties, that fact should be noted in the text of the document. The Proposed Order on Final Pretrial Conference must be signed by all pro se parties and by counsel for all represented parties.
- b. The Final Pretrial Conference will be held before Magistrate Judge David L. Piester on **September 12, 2008 at 9:00 a.m.** Prior to the pretrial conference, all items as directed in NECivR 16.2 and full preparation shall have been completed so that trial may begin at any time following the Pretrial Conference.
- c. If a plaintiff is held in an institution, the pretrial conference will be by telephone. In that case, Defense counsel shall contact the

plaintiff's institution in advance and arrange to initiate and place the conference call.

5. The trial date will be set by Magistrate Judge Piester at the time of the Final Pretrial Conference.

6. The Clerk of the court is directed to set a pro se case management deadline in this case using the following text: Pretrial conference before Magistrate Judge Piester to be held on September 12, 2008.

April 23, 2008.

BY THE COURT:

s/ David L. Piester

David L. Piester

United States Magistrate Judge